

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 9794 of 1995

BALVANTBHAI THAKORBHAI MISTRY

Versus

COMPETENT AUTHORITY & DEPUTY COLLECTOR (ULC)

Appearance:

MRS KETTY A MEHTA for Petitioner
MR SJ DAVE, AGP, for Respondent No. 1, 2

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 07/07/1999

ORAL JUDGEMENT

1. This petition arises from orders passed under the provisions of the Urban Land (Ceiling & Regulation) Act, 1976.
2. It is common ground on both sides that the State of Gujarat adopted the Urban Land (Ceiling & Regulation) Repeal Act, 1999 on 30th March 1999.
3. It is also common ground on both sides that by virtue of section 4 of the Repeal Act, all proceedings pending on the said date shall abate.
4. It is so found and accordingly held, and the present petition is disposed of accordingly.
5. It may be noted here that the Land owners assert that they are in actual and physical possession of the land in question and this is not denied by the State.
6. Learned AGP states on instructions that the State of Gujarat will abide by the Circular issued by the State Government in the Revenue Department No.ULC/1099-602/V1 dated 15th April 1999.
7. Rule is accordingly discharged with no order as to costs. Interim relief if any stands vacated.

07.07.1999 (Y.B. BHATT J.)